

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

85  
4/4/02

Appn. Number: 08/580,493

Appn. Filed: 1995 Dec 29

Applicant: Philippe Berna

Appn. Title: PROCESS FOR MAKING A VERSATILE CLAMPING DEVICE  
DESIGNED TO HOLD OBJECTS WITHOUT DAMAGING THEM, SUCH A  
DEVICE AND ITS USE.

Examiner/GAU: David Bryant/3726

Molières-sur-Cèze, France, 2002, February 22, Fri

RESPONSE TO A DECISION OF THE OFFICE OF PETITIONS DIRECTOR

Outstanding Decision of the Director of the Office of Petitions Mailed 2001,  
November 19, received by applicant 2001, December 6

Outstanding Letter of the Supervisory Petitions Examiner Mailed 2002, January  
24, received by applicant 2002, February 13

Hon. Commissioner for Patents

Washington, District of Columbia 20231 of this petition

Sir:

Applicant thanks very much the Supervisory Petitions Examiner for his letter  
mailed on 01/24/02 and arrived at its destination only on 02/13/02.

But applicant confirms what it was already clear from his communication of  
12/17/01, i.e. that he has no intention at all to pay a petition fee of \$130.00. In his  
communication of 12/17/01, applicant was implicitly dropping his petition by just  
deploring that the "rule" adopted in MPEP 706.07 (h) to turn automatically a  
continuing application under old 37 C.F.R. 1.62 into a CPA did not allow to publish his  
application in good conditions. Applicant has fully understood that this rule was giving  
no chance that his petition of 11/08/01 could be agreed and he does not want to be  
doubly penalized. Applicant is sorry but he cannot endure as an independent inventor  
to repay a just already paid filing fee plus a penalty fee of \$130 to take benefit of the sole  
possibility to escape the publication of his application.

FAX RECEIVED

FEB 22 2002

PETITIONS OFFICE

Appn. Number: 08/580,493

So the Office of Petitions could help to expedite the case by forwarding the application to the Technology Center 3700 from now.

Very respectfully submitted,

*Philippe* BERNA

**Philippe Berna, Applicant Pro Se**

**Mailing Address: Mas Liotard - Les Brousses, 30410 Molières-sur-Cèze,  
France; Phone and Fax Number: (33) 46 624 3518**

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**CERTIFICATION OF FACSIMILE TRANSMISSION**

**I hereby certify that this paper of two pages including this one is being facsimile transmitted to the Patent and Trademark Office on the date shown below.**

**Philippe Berna**

*Philippe* BERNA

**02/22/02**

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